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Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

NINH MAI,

Plaintiff,

vs.

KILOLO KIJAKAZI,
Acting Commissioner of Social Security,

Defendant.

CIVIL NO. 3:22-cv-07344-LJC

ORDER AND MOTION FOR
EXTENSION OF TIME TO RESPOND
TO PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT (FIRST
REQUEST, UNOPPOSED)

1 The parties stipulate through counsel that Defendant, the Acting Commissioner of Social Security
2 (the "Commissioner"), shall have an extension to respond to Plaintiff's Motion for Summary Judgment
3 in this case to June 12, 2023. In support of this request, the Commissioner respectfully states as follows:

4 1. Defendant's response to Plaintiff's Motion for Summary Judgment was due May 22,
5 2023. This is the Commissioner's first request of an extension of this deadline.

6 2. Counsel for the Commissioner was unexpectedly unable to work last week due to flu-like
7 symptoms and was unable to complete the Commissioner's response to Plaintiff's motion for summary
8 judgment or otherwise seek an extension of the deadline to Plaintiff's Motion for Summary Judgment.

9 3. Counsel for the Commissioner has also reviewed Plaintiff's Motion for Summary
10 Judgment and is in the process of consulting with his client about the defensibility of this matter. Counsel
11 for the Commissioner believes that this short extension may resolve this matter without necessitating this
12 Court to address the merits of this matter. Moreover, this brief extension would conserve judicial time
13 and resources should the Parties be able to resolve this matter.

14 4. Counsel has consulted with Plaintiff's counsel who advised that he has no objections.
15 This request is made in good faith and is not intended to unduly delay the proceedings in this matter.

16 WHEREFORE, Defendant requests until June 12, 2023 with all other deadlines extended
17 accordingly.

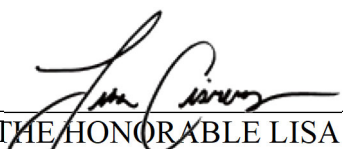
18 Respectfully submitted,

19 Dated: May 25, 2023

STEPHANIE HINDS
United States Attorney

20
21 By: /s/ Caspar Chan
22 CASPAR CHAN
23 Special Assistant United States Attorney
24 Attorneys for Defendant

25 IT IS SO ORDERED:

26 
27 THE HONORABLE LISA J. CISNEROS
28 UNITED STATES MAGISTRATE JUDGE